

PTO/SB/21 (04-04)

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

| | |
|------------------------|----------------------|
| Application Number | 10/026,331 |
| Filing Date | December 21, 2001 |
| First Named Inventor | Hitoshi, Yasumichi |
| Art Unit | 1636 |
| Examiner Name | Akhavan, Ramin (Ray) |
| Attorney Docket Number | 021044-001310US |

Total Number of Pages in This Submission

17

ENCLOSURES (Check all that apply)

| | | |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard, copy of CRF problem report, CFR and paper sequence listing |
|--|---|--|

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

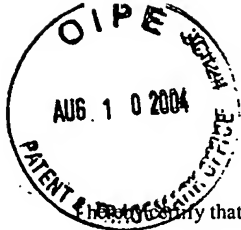
| | |
|-------------------------|---|
| Firm or Individual name | Townsend and Townsend and Crew LLP |
| Signature | Annette S. Parent <i>Annette S. Parent</i> |
| Date | August 3, 2004 |

Reg. No. 42,058

CERTIFICATE OF TRANSMISSION/MAILING

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| Signature | <i>D. Bullock</i> |
| Date | August 4, 2004 |



1636 JPW:img

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On

TOWNSEND and TOWNSEND and CREW LLP

By:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HITOSHI *et al.*

Application No.: 10/026,331

Filed: December 21, 2001

For: MRE11: MODULATION OF
CELLULAR PROLIFERATION

Confirmation No. 8086

Examiner: Akhavan, Ramin (Ray)

Art Unit: 1636

COMMUNICATION UNDER

37 C.F.R. §§ 1.821-1.825

AND

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, 37 C.F.R. §§ 1.821-1.825, that accompanied the Office Communication mailed July 13, 2004 requesting a substitute computer readable form (CRF) of the Sequence Listing, Applicants submit herewith the required substitute computer readable copy of the Sequence Listing. Please amend the specification in adherence with 37 C.F.R. §§ 1.821-1.825 as follows.

Appl. No. 10/026,331
Amdt. dated July 22, 2004
Reply to Office Action of July 13, 2004

PATENT

Amendments to the Specification begin on page 3 of this paper.

Remarks begin on page 4 of this paper.